

**BOARD OF NURSING
MEETING MINUTES
MARCH 9, 2017**

PRESENT: Paul Abegglen (*via GoToMeeting*,) Peter Kallio, Jodi Johnson (*via GoToMeeting*,) Maria Joseph, Sheryl Krause, Lillian Nolan, Luann Skarlupka, Cheryl Streeter

STAFF: Dan Williams, Executive Director; Nifty Lynn Dio, Bureau Assistant; and other DSPS Staff

CALL TO ORDER

Sheryl Krause, Chair, called the meeting to order at 10:10 a.m. A quorum was confirmed.

ADOPTION OF THE AGENDA

Amendments to the Agenda:

- *Corrections under Monitoring: 5)a.2 from Temination or to Termination of, 5)b.2. from Anthony Solbert to Anthony Solberg*
- *Correct 15 NUR 518 to 15 NUR 581*

MOTION: Peter Kallio moved, seconded by Luann Skarlupka, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF FEBRUARY 9, 2017

Amendments to the Minutes

- *Remove: Motion related to Tammy Finley*
- *Correct: Case No. in APPEARANCE Motion*
- *Page 8: Correct Jodi Johnson's first name under Klinger motion*

MOTION: Luann Skarlupka moved, seconded by Cheryl Streeter, to approve the minutes of February 9, 2017 as amended. Motion carried unanimously.

**BOARD OF NURSING – DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) FIVE
YEAR REPORT / ANNUAL REPORT**

MOTION: Peter Kallio moved, seconded by Maria Joseph, to request DSPS staff to include yearly trend specific data referencing PAP and discipline related to controlled substances in each annual report by April 1, starting 2018. Motion carried unanimously.

CLOSED SESSION

MOTION: Cheryl Streeter moved, seconded by Maria Joseph, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85 (1)(b), Stats.); to consider closing disciplinary investigation with administrative warning (ss.19.85(1)(b), Stats. and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and, to confer with legal counsel (s.19.85(1)(g), Stats.). Peter Kallio, Vice Chair, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Paul Abegglen-yes; Jodi Johnson-yes; Maria Joseph-yes; Peter Kallio-yes; Sheryl Krause-yes; Lillian Nolan-yes; Luann Skarlupka-yes; Cheryl Streeter-yes. Motion carried unanimously.

At this time, all external communication contacts will be terminated for purposes of going into Closed Session.

The Board convened into Closed Session at 11:04 a.m.

RECONVENE TO OPEN SESSION

MOTION: Cheryl Streeter moved, seconded by Luann Skarlupka, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 1:53 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

MOTION: Peter Kallio moved, seconded by Luann Skarlupka, to affirm all motions made in closed session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the closed session motions stand for the purposes of the affirmation vote.)

DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS**Attorney Amanda Florek*****Proposed Stipulations, Final Decisions and Orders***

MOTION: Peter Kallio moved, seconded by Maria Joseph, to accept the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 16 NUR 082 (K.J.D.)
2. 16 NUR 222 (L.A.B.)
3. 16 NUR 233 (K.J.S.I.)
4. 16 NUR 329 (J.J.V.)
5. 16 NUR 367 (D.C.)
6. 16 NUR 456 (C.C.C.)
7. 16 NUR 658 (E.M.P.)

Motion carried unanimously.

DLSC Attorney Kim Kluck***Administrative Warnings******16 NUR 730 – H.L.K.***

MOTION: Peter Kallio moved, seconded by Cheryl Streeter, to issue an Administrative Warning in the matter of 16 NUR 730 (H.L.K.) Motion carried unanimously.

Proposed Stipulations, Final Decisions and Orders

MOTION: Cheryl Streeter moved, seconded by Peter Kallio, to accept the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 15 NUR 262 (L.L.M.M.)
2. 15 NUR 615 (K.Y.)
3. 16 NUR 068 (M.J.L.)
4. 16 NUR 267 (J.L.T.)
5. 16 NUR 505 (D.R.R.)
6. 16 NUR 559 (C.S.D.)
7. 16 NUR 559 (R.R.W.)
8. 16 NUR 636 (A.E.M.)

Motion carried unanimously.

Attorney Sandra Nowack*Proposed Stipulation, Final Decision and Order*

MOTION: Peter Kallio moved, seconded by Lillian Nolan, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against K.J.P., DLSC Case No. 15 NUR 581. Motion carried unanimously.

Case Closures

MOTION: Paul Abegglen moved, seconded by Jodi Johnson, to close the DLSC cases for the reasons outlined below:

1. 15 NUR 619 – Prosecutorial Discretion (P7)
2. 16 NUR 095 – Prosecutorial Discretion (P6)
3. 16 NUR 169 – Insufficient Evidence
4. 16 NUR 361 – Prosecutorial Discretion (P2)
5. 16 NUR 446 – Insufficient Evidence
6. 16 NUR 460 – Prosecutorial Discretion (P2)
7. 16 NUR 536 – No Violation
8. 16 NUR 666 – No Violation

Motion carried unanimously.

14 NUR 515 – J.L.

MOTION: Cheryl Streeter moved, seconded by Maria Joseph, to close the DLSC Case No. 14 NUR 515 against J.L., for Insufficient Evidence. Motion carried unanimously.

(Sheryl Krause recused herself and left the room for deliberation and voting in the matter of DLSC Case No. 14 NUR 515.)

16 NUR 319

MOTION: Luann Skarlupka moved, seconded by Peter Kallio, to close DLSC Case No. 16 NUR 319, for Prosecutorial Discretion (P6) and note in the close out letter: “Litigation is pending which involves the credential holder and affects the licensing authority’s ability to investigate the case. At the conclusion of the litigation, the case will be reviewed and the licensing authority may consider the case once again.” Motion carried unanimously.

Monitoring – Ashley Ayres***APPEARANCE – Justine Sandin – Requesting Termination of Therapy and Modification of Practice Requirements***

MOTION: Peter Kallio moved, seconded by Lillian Nolan, to grant the request of Justine Sandin for the ability to work in a nursing home with quarterly work reports, and reduction in practice requirement to 2,000 hours of active nursing practice in no less than two years and no greater than four years. The Board tables the request for termination of therapy, Applicant needs to provide evidence that the treater agreed with the termination of therapy by May 15, 2017. Motion carried unanimously.

Amy Brandenburg – Requesting Reduction in Screens and AA/NA Meetings, Termination of Direct Supervision

MOTION Peter Kallio moved, seconded by Luann Skarlupka, to table the request of Amy Brandenburg pending receipt of further information. Motion carried unanimously.

Annette Malcomson – Requesting Access to Controlled Substances

MOTION: Cheryl Streeter moved, seconded by Peter Kallio, to grant the request of Annette Malcomson for access to controlled substances. Motion carried unanimously.

Jennifer Pullam – Requesting Reduction in Drug Screens and AA/NA Meetings

MOTION: Luann Skarlupka moved, seconded by Cheryl Streeter, to grant the request of Jennifer Pullam for reduction in drug screens to 36 per year and one hair test and deny the request for reduction in AA/NA meetings and full licensure. **Reason for Denial:** Insufficient time under the Board Order (01/28/2010) to demonstrate adequate compliance. Motion carried unanimously.

Julie Wilcox – Requesting Termination of Direct Supervision

MOTION: Cheryl Streeter moved, seconded by Jodi Johnson, to grant the request of Julie Wilcox for termination of direct supervision. Motion carried unanimously.

Monitoring – Jesse Benisch***Tammy Finley – Requesting Full Licensure***

MOTION: Peter Kallio moved, seconded by Maria Joseph, to grant the request of Tammy Finley for full licensure. Motion carried unanimously.

Anthony Solberg – Requesting Review of AODA Assessment and Stay of Suspension

MOTION: Peter Kallio moved, seconded by Cheryl Streeter, to grant the request of Anthony Solberg for stay of suspension. Motion carried unanimously.

Robin Staver – Requesting Full Licensure

MOTION: Cheryl Streeter moved, seconded by Maria Joseph, to grant the request of Robin Staver for full licensure. Motion carried unanimously.

Lisa Winiarski – Requesting Full Licensure

MOTION: Peter Kallio moved, seconded by Jodi Johnson, to grant the request of Lisa Winiarski for full licensure. Motion carried unanimously.

ADJOURNMENT

MOTION: Peter Kallio moved, seconded by Luann Skarlupka, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 2:08 p.m.